

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

Order Instituting Rulemaking Regarding the
Implementation of the Suspension of Direct
Access Pursuant to Assembly Bill 1X and
Decision 01-09-060.

Rulemaking 02-01-011
(Filed January 9, 2002)

**ADMINISTRATIVE LAW JUDGE'S RULING
REVISING SCHEDULE TO IMPLEMENT DA/DL COST
RESPONSIBILITY OBLIGATION**

This ruling revises the schedule that was set by ruling dated November 14, 2003 regarding the process to finalize the total cost responsibility obligations of Direct Access (DA) and Departing Load (DL) customers applicable to 2001-02 and also for 2003 and 2004 within this proceeding. By letter dated November 19, 2003, the California Department of Water Resources (DWR) requested a schedule extension to accommodate the delay in DWR's receipt of necessary data from the investor-owned utilities (IOUs). Under the proposed revision, the dates for filing of calculations are extended, but the previously scheduled time and place for the Commission workshop starting at 10 a.m. on December 16, 2003 remains unchanged. DWR is informed that the IOUs support its proposed schedule modification.

DWR's requested schedule modification is granted. The revised schedule is hereby adopted, as set forth below:

| <u>Event</u> | <u>Date</u> |
|----------------------------------------------------------------------------------------------------------------------------|-------------------|
| DWR provides cost responsibility calculations | December 8, 2003 |
| IOUs provide any required URG data to parties | December 8, 2003 |
| Commission Workshop (unchanged from before) | December 16, 2003 |
| Energy Division Workshop Report | December 21, 2003 |
| Comments on Energy Division Workshop Report (including any proposed alternative Calculations of DA/DL cost responsibility) | January 9, 2004 |

Parties shall have the opportunity to file written comments, due on January 9, 2004, in response to the Workshop Report, including any critique of the cost responsibility calculations and allocations and proposed alternative calculations. For any alternative cost responsibility calculations presented, parties should provide supporting assumptions and explanations as to the basis for any differences with the DWR calculations. If any party believes that evidentiary hearings are necessary to resolve remaining disputes as to the cost responsibility calculations and allocations, they should so indicate in their filed comments due on January 9, 2004.

After review of parties' comments, further appropriate action will be determined to provide a complete record to adopt total cost responsibility obligations for DA and DL customers for the periods in question.

IT IS RULED that the requested revision in the schedule for implementation of the DA/DL cost responsibility obligations, as outlined above, is hereby adopted.

Dated November 21, 2003, at San Francisco, California.

/s/ THOMAS R. PULSIFER

Thomas R. Pulsifer
Administrative Law Judge

CERTIFICATE OF SERVICE

I certify that I have by mail, and by electronic mail, to the parties to which an electronic mail address has been provided, this day served a true copy of the original attached Administrative Law Judge's Ruling Revising Schedule To Implement DA/DL Cost Responsibility Obligation on all parties of record in this proceeding or their attorneys of record.

Dated November 21, 2003, at San Francisco, California.

/s/ KRIS KELLER

Kris Keller

N O T I C E

Parties should notify the Process Office, Public Utilities Commission, 505 Van Ness Avenue, Room 2000, San Francisco, CA 94102, of any change of address to insure that they continue to receive documents. You must indicate the proceeding number on the service list on which your name appears.

The Commission's policy is to schedule hearings (meetings, workshops, etc.) in locations that are accessible to people with disabilities. To verify that a particular location is accessible, call: Calendar Clerk (415) 703-1203.

If specialized accommodations for the disabled are needed, e.g., sign language interpreters, those making the arrangements must call the Public Advisor at

R.02-01-011 TRP/k47

(415) 703-2074, TTY 1-866-836-7825 or (415) 703-5282 at least three working days in advance of the event.